

United States District Court

DISTRICT OF COLORADO

UNITED STATES OF AMERICA

v.

1. MARC HAROLD RAMSEY,

CRIMINAL COMPLAINT

CASE NUMBER:

08-mj-01154

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. Between and on or about August 20, 2008 and August 21, 2008, inclusive, in Arapahoe County, in the District of Colorado, defendant did,

See Attachment A attached hereto and herein incorporated by reference

in violation of Title 18 United States Code, Section 876. I further state that I am a Special Agent - Federal Bureau of Investigation and that this complaint is based on the following facts:

Official Title

See Affidavit attached as Attachment B hereto and herein incorporated by reference

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

FBI

W Brian Schmitt
Signature of Complainant W. Brian Schmitt, SA

Sworn to before me, and subscribed in my presence

August 22, 2008 at 3:10pm Denver, Colorado
Date City and State

KATHLEEN M. TAYLOR
Name and Title of Judicial Officer

US MAGISTRATE JUDGE

[Signature]
Signature of Judicial Officer

ATTACHMENT A

COUNT 1

Between and on or about the dates of August 20, 2008 through August 21, 2008 inclusive, in the State and District of Colorado, MARC HAROLD RAMSEY, defendant herein, did knowingly deposit in an authorized depository for mail matter and knowingly cause to be delivered by the Postal Service according to the direction thereon, addressed to any person, a written communication threatening to injure a person or persons, to wit: a written communication addressed to "Sen. John McCain, South Central Regional Campaign HQ, 6334 S. Racine Circle Suite 200, Centennial CO 80111" containing a white powder and in which he stated essentially as follows:

"Senator McCain,

IF you are reading this then
you are already Dead! Unless of course
you can't or don't breathe. There are
numerous substances which are deadly for humans
to inhale. There are just as many time periods
For signs of illness to show, by which time it's
to late. Who expects to develop cancer 40 years
after Vietnam? Only those that knew the
risk and side effects of Agent Orange. DoD, DOW,
Diamond Shamrock, U.S. Surgeon General
You're out of time. Allahu Akbar

Akeem Ramsey El"

All in violation of Title 18, United States Code, Section 876.

ATTACHMENT B

AFFIDAVIT

1. Your affiant, W. Brian Schmitt, is a Special Agent of the Federal Bureau of Investigation (FBI) and has been so employed since July 2002. Your affiant is currently assigned to the Domestic Terrorism Squad of the FBI in Denver, Colorado and has personally participated in this investigation. During the course of my duties as a Special Agent for the FBI, I have participated in investigations into violations of the various statutes found in Title 18 of the United States Code. I have experience in investigations involving Weapons of Mass Destruction (WMD) threats and hoaxes including white powder investigations.

2. I am currently assigned to the FBI Joint Terrorism Task Force (JTTF) located in Denver, Colorado, and have prepared this affidavit based upon this investigation. All information contained in this affidavit is based upon my personal knowledge, information obtained through the investigative process, and information told to me by the other law enforcement officers involved in this investigation, including the statements and information provided by Task Force Officers (TFO) assigned to the JTTF.

3. Based upon the information obtained, your affiant believes that probable cause exists to establish that Marc Harold Ramsey did knowingly cause to be delivered by the U.S. Postal Service a written communication threatening to injure a person or persons in violation of Title 18, United States Code, Section 876(c).

4. On August 21, 2008, the Denver FBI was notified by Arapahoe County Sheriff's Office Lt. Rick Torres that Senator John McCain's campaign headquarters located at

6334 South Racine Circle, Suite 200, Centennial, Colorado received a threat letter with a white powder inside. Lt. Torres reported that five people inside the campaign headquarters drove themselves to area hospitals to be decontaminated after receiving the letter.

5. The envelope containing the letter received at McCain campaign headquarters was postmarked 20 August 2008 PM 5 T by the U.S. Postal Service. The envelope was addressed to Sen. John McCain, South Central Regional Campaign HQ, 6334 S. Racine Circle Suite 200, Centennial, CO 80111. The envelope had a return address of Marc Ramsey, ID# 07-13160, Arapahoe County Detention Facilities, P.O. Box 4918, Englewood, Colorado, 80155-4918.

6. On August 21, 2008, the Office Manager at Senator McCain's Campaign Headquarters received the letter from the postal carrier and opened it. When she opened the letter, a white powder fell out of the envelope onto her pant leg. The Office Manager was only able to read the first line of the letter which stated, "Senator McCain, If you are reading this then you are already DEAD! Unless of course you can't or don't breathe."

7. The Office Manager notified an intern working in the same office about the white powder that came out of the envelope. The intern staff member also saw the white powder fall out of the envelope onto the pants leg of the Office Manager. They both notified the Political Director who was on duty about the powder and the threat letter. At this point all three of them drove themselves to Sky Ridge Medical facility Emergency Room to be decontaminated.

8. TFO Jamie Colyer and SA W. Brian Schmitt interviewed the Office Manager, Political Director and the intern at Sky Ridge Medical Center. The Office Manager stated that they truly believed that the letter was a threat and that the powder was harmful.

9. South Metro Fire Department and Parker Fire Department, along with the Arapahoe County Sheriff's Office, were on scene along with the FBI Hazardous Materials Response Team and the Colorado 8th Civil Support Team (CST). The office building was completely evacuated. Nineteen people were decontaminated on site due to the unidentified white powder. The fire department entered and performed initial tests on the suspicious powder. During this hazardous materials entry, the information on the letter was obtained for investigators.

10. The information obtained on the envelope identified Marc Ramsey on the return address. This information was given to Arapahoe County Sheriff's Office Investigators, FBI Special Agents, members of the JTTF, Detective William Gallegos and USPS Postal Inspector Luis Castrillon. Investigators Gallegos and Castrillon went to the Arapahoe County Detention Facility and interviewed Marc Harold Ramsey.

11. Prior to being interviewed by Detective Gallegos and Inspector Castrillon, Ramsey was advised of his Miranda rights. Ramsey indicated that he understood his rights, signed a waiver and agreed to speak to the interviewing agents.

12. Ramsey stated to the interviewing agents that he sent the letter to Senator John McCain's office in Colorado. Ramsey also stated that he sent the letter to express his feelings about the United States government. Ramsey stated that his father was in Vietnam during the same time as Senator McCain and that the government takes care of Senator McCain but not his father who suffers from agent orange.

13. TFO Gallegos asked if Ramsey made a threat in the letter that he mailed and Ramsey stated, "yes." Ramsey also stated that he wrote the phrase, " Senator McCain, if you are

reading this then you are already DEAD!"

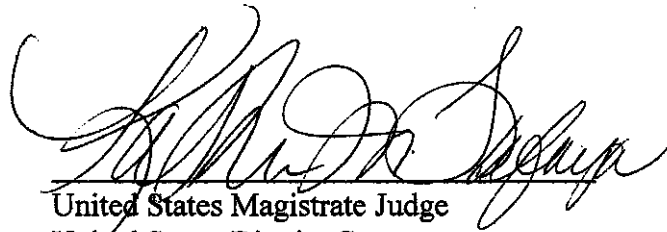
14. Based on the foregoing, I respectfully submit that there is probable cause to believe that Marc Harold Ramsey, has violated Title 18, United States Code Section 876, Mailing Threatening Communications.

15. I respectfully request, based on the aforementioned facts, the authorization for the arrest of Marc Harold Ramsey.



W. Brian Schmitt
Special Agent - Federal Bureau of Investigation

Subscribed and sworn to before me this 22nd day of August 2008.



United States Magistrate Judge
United States District Court
District of Colorado

(Rev. 04/07)

DATE: August 22, 2008

DEFENDANT: MARC HAROLD RAMSEY

YOB: 1969

ADDRESS (CITY/STATE):

COMPLAINT FILED? ☒ YES ☐ NO

IF YES, PROVIDE MAGISTRATE CASE NUMBER: _____

IF NO, PROCEED TO "OFFENSE" SECTION

HAS DEFENDANT BEEN ARRESTED ON COMPLAINT? ☐ YES ☒ NO

IF NO, A NEW WARRANT IS REQUIRED

OFFENSE: 18 U.S.C. §876, Mailing Threatening Communications

LOCATION OF OFFENSE (COUNTY/STATE): Arapahoe County, CO

PENALTY: NMT 5 years imprisonment, (10 years imprisonment if addressed to official covered by 18 U.S.C. §1114); NMT \$250,000 fine or both; NMT 3 years supervised release; \$100 special assessment fee

AGENT: W. Brian Schmitt, FBI

AUTHORIZED BY: Greg Holloway, Assistant U.S. Attorney

ESTIMATED TIME OF TRIAL:

☒ five days or less ☐ over five days ☐ other

THE GOVERNMENT

☒ will seek detention in this case ☐ will not seek detention in this case

The statutory presumption of detention is applicable to this defendant.

OCDETF CASE: ☐ Yes ☒ No

DISTRICT OF COLORADO

Y.

WARRANT FOR ARREST

CASE NUMBER: 08-mj-01154

YOU ARE HEREBY COMMANDED to arrest MARC HAROLD RAMSEY
Name

in violation of Title 18 United States Code, Section(s) 876.

KATHLEEN TAFOYA
Name of Issuing Officer

US MAGISTRATE JUDGE
Title of Issuing Officer

Signature of Issuing Officer

Denver, Colorado

Date and Location

BAIL FIXED AT \$ 1000

by Kathleen D. Ryan
Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED

NAME AND TITLE OF ARRESTING
OFFICER

SIGNATURE OF ARRESTING OFFICER _____

DATE OF ARREST

THE FOLLOWING IS FURNISHED FOR INFORMATION ONLY:

DEFENDANT'S NAME: MARC HAROLD RAMSEY

ALIAS: _____

LAST KNOWN RESIDENCE: _____

LAST KNOWN EMPLOYMENT: _____

PLACE OF BIRTH: _____

DATE OF BIRTH: 1969

SOCIAL SECURITY NUMBER: _____

HEIGHT: _____ WEIGHT: _____ SEX: Male

RACE: White HAIR: _____

EYES: _____ SCARS, TATTOOS, OTHER DISTINGUISHING MARKS: _____

FBI NUMBER: _____

COMPLETE DESCRIPTION OF AUTO: _____

INVESTIGATIVE AGENCY AND ADDRESS: FBI Denver, Colorado